

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

In re:

SIGNATURE APPAREL GROUP LLC,

Debtor

Chapter 11

Case No. 09-15378 (RG)

SIGNATURE APPAREL GROUP LLC,

Plaintiff

v.

JOSEPH LAURITA; CHRISTOPHER
LAURITA; NEW STAR GROUP, LLC; ROC
FASHIONS LLC; RVC ENTERPRISES, LLC;
RUBEN AZRAK, VICTOR AZRAK, CHARLES
AZRAK, ICONIX BRAND GROUP, INC., and
STUDIO IP HOLDINGS LLC,

Defendants

Adversary No. 11-02800 (RG)

ROC FASHIONS LLC,

Third-Party Plaintiff

v.

STUDIO IP HOLDINGS LLC,

Third-Party Defendant

**ORDER (A) GRANTING IN PART AND
DENYING IN PART THE PARTIES' CROSS-MOTIONS FOR
SUMMARY JUDGMENT AND (B) DENYING THE DEFENDANTS'
DAUBERT MOTION**

Before the Court are the following motions: (1) *Plaintiff Signature Apparel Group LLC's*
Motion for Summary Judgment (ECF No. 142); (2) *Defendant Iconix Brand Group, Inc.'s* and

Defendant Studio IP Holdings LLC's Motion for Summary Judgment (ECF No. 140); and
(3) *Defendant Iconix Brand Group, Inc.'s and Defendant Studio IP Holdings LLC's Daubert Motion* (ECF No. 141) (the "*Daubert Motion*"). On March 4, 2015, the Court entered its *Memorandum Opinion (A) Granting in Part and Denying in Part the Parties' Cross-Motions for Summary Judgment and (B) Denying the Defendants' Daubert Motion* (the "*Opinion*"). For the reasons set forth in the *Opinion*, it is hereby:

ORDERED that summary judgment is GRANTED to the Defendants as to Counts V and VIII of the Amended Complaint; and it is further

ORDERED that Counts V and VIII of the Amended Complaint are hereby DISMISSED; and it is further

ORDERED that summary judgment is DENIED as to Counts VI and VII of the Amended Complaint; and it is further

ORDERED that summary judgment is GRANTED IN PART AND DENIED IN PART as to Counts I, II, III, IV, and IX of the Amended Complaint, as fully set forth in the *Opinion*; and it is further

ORDERED that the *Daubert Motion* is DENIED; and it is further

ORDERED that trial in the above-captioned adversary proceeding shall commence on April 21, 2015.

Dated: New York, New York
March 4, 2015

s/ Robert E. Grossman
Honorable Robert E. Grossman
United States Bankruptcy Judge